

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION

CHAD KISTER,

Petitioner,

v.

APPALACHIAN BEHAVIORAL  
HEALTHCARE,

Respondent.


CASE NO. 2:12-CV-1225  
JUDGE SARGUS  
MAGISTRATE JUDGE ABEL

**OPINION AND ORDER**

On February 15, 2013, the Magistrate Judge issued a *Report and Recommendation* recommending that the instant petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2241 be dismissed without prejudice as unexhausted. Although the parties were advised of the right to object to the Magistrate Judge's *Report and Recommendation*, and of the consequences of failing to do so, no objections have been filed.

The *Report and Recommendation* is **ADOPTED** and **AFFIRMED**. This action is hereby **DISMISSED**.

**IT IS SO ORDERED.**

 7-1-2013  
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EDMUND A. SARGUS, JR.  
United States District Judge